In the High Court of Uttaranchal, at Nainital.

Defective Special Leave to Appeal No. 27 of 2005

Mahendra Pratap Singh @King
S/o Sri Veer Bhadra Singh,
Rillage Himmatpur, P.S. Ramnager,
District- Nainital. …… Appellant.

VS

State …….Respondents

Sh L.K. Tiwari learned Amicus Curiae for the appellant
Sh. Mahendra Pratap Singh@ King in person.
Sh. H.C. Pande learned AGA for the State.

Dated: 12-08-2005

Coram: Hon'ble Irshad Hussain, J.
Hon'ble B.S. Verma, J.

P.C.:

Learned Sh. Mahendra Pratap Singh @ King in person, Sh. L.K. Tiwari learned Amicus Curiae for the appellant and Sh. H.C. Pande learned AGA for the State.

The report had been received from the CJM that Hardayal Singh is no more and he had died about two years ago. Considering this, the appeal against the judgment dated 19-10-1995 would in any case abate therefore the leave to appeal is refused. So far as the criminal complaint about the said incident is concerned, the same shall proceed according to law.

Considering the fact and circumstances, it is directed that the complaint case filed by the appellant Sh. Mahendra Pratap Singh @ King is transferred to the CJM, Udham Singh Nagar for further proceeding according to law.

(B.S. Verma, J.) **(Irshad Hussain, J.)**

M.K